



UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Englehardt et al.

Serial No. 07/960,071

Filed: October 13, 1992

Title: SUGAR MOIETY LABELED
NUCLEOTIDES

Group Art Unit: 1812

Exam'r: Gian Wang, Ph.D.

575 Fifth Avenue, 18th Floor
New York, New York 10017
January 30, 1995

FILED BY EXPRESS MAIL

Honorable Commissioner
of Patents and Trademarks
Washington, D.C. 20231 **Box DAC**

Attention: Office of Deputy Assistant
Commissioner for Patents
2121 Crystal Drive
Crystal Park 2 - Suite 913
Arlington, Virginia 22202

RECEIVED

FEB 8 1995

**PETITION TO REVIVE
AN UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 C.F.R. §1.137(b)**

Dear Sirs:

Applicants submit this Petition to the Commissioner under the provisions of 37 C.F.R. §1.137(b) to revive the above-identified application in which taking action was unintentionally delayed.

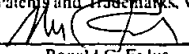
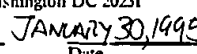
The above-identified application became unintentionally abandoned after April 10, 1994, which was the date that a response to the January 10, 1994 Office Action was due. A Notice of Abandonment was subsequently mailed on September 2, 1994. A copy of the September 2, 1994 Notice of Abandonment is attached to this Petition as Exhibit A.

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| EXPRESS MAIL CERTIFICATE | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------|
| Express Mail Label No. | TB842439697 |
| Deposit Date | JANUARY 30, 1995 |
| I hereby certify that this paper and the attachments herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington DC 20231 | |
|  Ronald C. Felus Reg. No. 32,567 |  Date JANUARY 30, 1995 |

Engelhardt et al. 17
Serial No. 07/960,071 1995
Filed: October 13, 1992
Page 2 (Petition to Revive an Unintentionally Abandoned Application
Under 37 C.F.R. §1.137(b) - January 30, 1995)



It is hereby requested that this application be revived because the delay in taking action was unintentional. Submitted concurrently herewith and attached as Exhibit B is a proposed response in the form of an Amendment Under 37 C.F.R. §1.115. The attached Amendment (Exhibit B) also includes a Terminal (Statutory) Disclaimer (attached thereto as Exhibit 1) and authorization for the fee of \$110.00 as required under 37 C.F.R. §1.321(b) and as further provided under 37 C.F.R. §1.20(d). The Terminal Disclaimer (Exhibit 1) has been signed by an officer authorized to act on behalf of Enzo Diagnostics, Inc., the instant assignee. In the Terminal Disclaimer, Enzo Diagnostics, Inc. disclaims the portion of any patent granted on the subject application subsequent to November 9, 2010.

The fee for filing a Petition to Revive an Unintentionally Abandoned Application Under 37 C.F.R. §1.137(b) is \$1,210.00. The Patent and Trademark Office is hereby authorized to charge Deposit Account No. 05-1135 for the requisite fee of \$1,210.00 set forth in 37 C.F.R. §1.17(m). The Patent and Trademark Office is further authorized hereby to charge Deposit Account No. 05-1135 for any other fees required in connection with this Petition, the attached Amendment or Terminal (Statutory) Disclaimer, and to credit any overpayment thereto.

A duplicate copy of this Petition but without attached Exhibits A and B (and B1) is also submitted herewith.

Favorable action on this Petition is earnestly solicited.

Respectfully submitted,

Ronald C. Fedus
Registration No. 32,567
Attorney for Applicants

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